**IN THE HIGH COURT OF JUDICATURE AT BILASPUR**
**CHHATTISGARH**
**WRIT PETITION NO. 2363/2005**

**PETITIONER**

Basant S/o Jaikaran Panika
Aged 45 Years about
R/o Jhansi, Surajpur, Districet
Surguja (Chhattisgarh)

**VERSUS**

**RESPONDENTS**

1. South Eastern Coalfields Limited
Head Office Seepat Road,
Bilaspur, C.G.
Through the G. M., S.E.C.L.
Bilaspur

2. G.M., S.E.C.L. Baikunthpur Area.
Baikunthpur, C.G.

3. The Sub Area Manager
S.E.C.L. Katkona Colliery
Katkona, Baikuthpur C.G.

P.R. No. 2177/05
Presented by Shri ... Chhattisgarh
dated 12.05.05

Received Copy

**WRIT PETITION UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS, CERTIORARI AND/OR ORDER(S), AND/OR DIRECTION(S) IN THE NATURE OF WRITS**

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**मामला क्रमांक** W.P.No.2363/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

**17.06.2005**

Smt. Kiran Jain, counsel for the petitioner.

Shri P. Das, Panel Lawyer for the South Eastern Coalfields Limited, is present in Court. He causes his appearance on behalf of respondents.

Heard on admission.

This petition has been filed for challenging the validity and propriety of order dated 17.8.1996 (Annexure-P./1) by which the petitioner has been removed from services w.e.f. 26.8.1996.

Learned counsel for the respondents submits that the order passed by sub-area Manager, Katkona in the capacity of disciplinary authority is apealable under specified standing order applicable to the case of the petitioner.

Learned counsel for the petitioner submits that no appeal has been filed against the aforesaid order passed by the disciplinary authority.

Since alternative remedy of appeal is available, it would be better for the petitioner to file an appeal before the competent authority under the law and if after filing of the appeal some grievance remains, he may be given liberty to approach this Court again.

The petition is disposed of at this stage, with a liberty to the petitioner to file the departmental appeal before the appellate authority.

SP/FS/2005 - 20,000

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**मामला क्रमांक** W.P.No. 2363/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश — 2 — | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|
| | Since the matter is old one, it is hereby directed that if the duly constituted appeal is filed within a period of one month from today, it shall be disposed of as early as possible preferably within a period of three months from the date of filing of appeal.<br>With above directions, the petition stands disposed of.<br>Certified copy as per rules.<br>**Sd/-**<br>**Sunil Kumar Sinha**<br>**Judge** | |

Vatti



7.6.05 7.6.05